

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

December 8, 1966

10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Palmer presiding.

Roll call:

Present: Councilman LaRue, Long, Shanks, White, Mayor Palmer

Absent: None

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works; Robert A. Miles, Chief of Police

Invocation was delivered by REVEREND WARD H.N. GREGG, Koenig Lane Christian Church.

The Mayor announced bids would now be received for Combustion Controls, Contract X-123, Decker Power Station, Unit 1. Bids were then opened and read as follows:

DECKER CREEK POWER STATION UNIT NO. 1
COMBUSTION CONTROLS - CONTRACT X-123

BIDDER	BID BOND	BIDDING UNIT NO. I COMBUSTION CONTROLS	BIDDING UNIT NO 2 PER DIEM FOR FIELD REP. FOR BID UNIT 1	BIDDING UNIT NO 3 RECORDING ANNUNCIATOR	BIDDING UNIT NO 4 PER DIEM FOR FIELD REP. FOR BID UNIT 3	ESCALA- TION
Foxboro Company	*\$50,000	\$258,773	\$ 120	\$ 31,610	\$ 120	Firm
General Electric	*\$50,000	\$208,191	\$ 137	\$ 34,306	\$ 200	3% I & II 5% III & IV
Republic Div. Rockwell Mfg.Co.	\$ 50,000	\$213,508	\$ 100	\$ 31,608*	\$ 200	5%

BIDDER	BID BOND	BIDDING UNIT NO 1 COMBUSTION CONTROLS	BIDDING UNIT NO 2 PER DIEM FOR FIELD REP. FOR BID UNIT 1	BIDDING UNIT NO 3 RECORDING ANNUNCIATOR	BIDDING UNIT NO 4 PER DIEM FOR FIELD REP. FOR BID UNIT 3	ESCALA- TION
Bailey Meter Company	*\$50,000	\$271,250	-	-	-	20%
Fischer & Porter Co.	*\$50,000	No Bid	No Bid	\$ 48,900	\$ 140	Firm

* exceptions taken - see bid

The Council referred the bids to the Consulting Engineer, Brown & Root, Inc. and the Director of Electric Utilities for review, and report back the following week.

Councilman Long moved that MR. ROBERT CANINO be heard. The motion was seconded by Councilman White. Roll call showed a unanimous vote.

MR. CANINO, District Director, American G.I. Forum, wanted to discuss the ordinance making it unlawful to fraudulently execute a certificate of emergency as provided in Section 286a of the Penal Code, and the welfare of the Latin American people. The Mayor told him the ordinance was in the process of being repealed, and the citations issued under it would be dismissed. MR. JOSEPH MORNO, Professor of Spanish at the University spoke on inadequate publicity and asked the Council to repeal or dismiss the tickets officially.

The Mayor announced a hearing on annexation ordinances was scheduled for 10:30 A.M. Councilman Long moved to recess the hearing for the purpose of hearing anyone who had further remarks. The motion lost for lack of a second.

The Mayor opened the hearing on annexing 0.40 of one acre out of the James P. Wallace Survey No. 57 - unplatted land, Lot 1, Research Boulevard Commercial Area and Brook Hollow Addition, Section 1, and a portion of Metcalfe Road and 3.87 acres out of the S. J. Whatley Survey - unplatted land. No one appeared to be heard. Councilman LaRue moved that the hearing be closed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

Mayor Palmer brought up the following ordinance for its first reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF (A) 0.40 OF ONE ACRE OF LAND OUT OF THE JAMES P. WALLACE SURVEY NUMBER 57; (B) 6.21 ACRES OF LAND OUT OF THE GEORGE W. DAVIS SURVEY; AND (C) 15.73 ACRES OF

LAND OUT OF THE SANTIAGO DEL VALLE GRANT, ALL IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE. (Unplatted land, Lot 1, Research Boulevard Commercial Area, and Brook Hollow Addition, Section 1, and a portion of Metcalfe Road)

The ordinance was read the first time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the second time and Councilman LaRue moved that the ordinance be passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

Mayor Palmer brought up the following ordinance for its first reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 3.87 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE S. J. WHATLEY SURVEY IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the first time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the second time and Councilman LaRue moved that the ordinance be passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

Councilman Long moved to hear the rest of the people who came to discuss the problem that they feel they are entitled to discuss. The motion was seconded by Councilman White. Roll call showed a unanimous vote.

MR. SERGIO ELIZONDO was under the impression there were two different ordinances. It was explained both ordinances were the same--one having the official ordinance number-- the others being duplications without the ordinance number.

Councilman Long moved so there would be no more worry about the cases pending that the City Council dismiss all the tickets given last Sunday or any-time there after under the ordinance that was in effect. Councilman Shanks and Councilman LaRue questioned the Council's right to do this. The City Attorney explained in the separation of the powers of Government by the American system; and in this instance the Council, the legislative body, passes laws, and the judicial branch, and the executive branch carry out the policies the Council passes. Tickets in these cases have already been dismissed. Councilman Long moved that the Council show its intention of wanting the citations that were given dismissed in that the law has been repealed. Councilman White seconded the motion. Councilman LaRue stated he could not vote to send his recommendation down to the Judge in the Corporation Court, as he did not believe it was within his prerogative. The City Attorney explained there would be no prosecution of these cases in view of what has expired. MR. A. W. PENN urged the Council to keep itself out of complaints that have been filed in the Corporation Court at all times--on any kind of violation of an ordinance, as the function of this Council is not to dismiss nor to act upon those complaints. MR. CANINO stated if the Council was good enough to make an ordinance of this nature it was good enough to recommend to the courts to dismiss any tickets, because that is the right of every citizen; the right of the City Council, or individuals. The City Attorney spoke to the point by way of detailed explanation that U.S. and State Constitutions protected individual liberties by making certain that the powers of government are separated into three separate functions and no one body of magistracy may interfere with the performance of duties of another body under the separation of powers doctrine. Councilman White told Mr. Canino the law was being repealed, and that these tickets had already been dismissed. Councilman Long stated it was not her purpose to usurp the judicial power in any way. The tickets are null and void and had been declared such by the repeal of the ordinance. She said if her motion should be voted on it might cause more confusion than it would to clarify the matter, so she withdrew her motion.

MAYOR PALMER recognized the 5th Grade Class from St. Elmo School. Dr. Charles Dent had arranged for this class to attend the Council meeting today. The President of the class read a resolution asking the Council to declare, December 12, Belo Horizonte Day in Austin in honor of the founding of the City. Various students told of their findings after studying Brazil and Belo Horizonte. Councilman Long moved that December 12, 1966 be proclaimed BELO HORIZONTE DAY. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: (1) THE WEST 108 FEET OF LOT 9, BLOCK 2 OF THE SUBDIVISION OF OUTLOTS 63 AND 68,

FROM "B" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT; (2) A 10 FOOT WIDE BY 60 FOOT LONG STRIP OF LAND OUT OF LOT 2 OF SILVERTON CENTER, LOCALLY KNOWN AS 6735 AIRPORT BOULEVARD, FROM FIRST HEIGHT AND AREA DISTRICT TO SECOND HEIGHT AND AREA DISTRICT; (3) THE EAST 20 FEET OF LOT 16 AND THE WEST 20 FEET OF LOT 15, BLOCK "B" RIDGETOP ADDITION, FROM "C" COMMERCIAL DISTRICT TO "C-2" COMMERCIAL DISTRICT; (4) A 13,430 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 1514-1516 WEST 5TH STREET AND 501-503 WEST LYNN STREET, FROM "B" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; AND (5) LOT 7, BLOCK 76 OF THE ORIGINAL CITY OF AUSTIN, FROM "O" OFFICE DISTRICT TO "GR" GENERAL RETAIL DISTRICT; ALL OF SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the second time and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: LOT 14, BLOCK 1 OF THE D. W. BOULDIN ADDITION, FROM "A" RESIDENCE DISTRICT TO "C-2" COMMERCIAL DISTRICT: SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer
Noes: Councilman Long

The ordinance was read the second time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer
Noes: Councilman Long

The ordinance was read the third time and Councilman LaRue moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer
Noes: Councilman Long

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: A 2.9 ACRE TRACT OF LAND, LOCALLY KNOWN AS 1312-1404 SOUTH LAMAR BOULEVARD, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The matter of right of way was discussed. Mr. Horne stated the property was purchased conditioned on a loan and upon zoning and dedicating the right of way would involve a tremendous amount of remification in revising the loan. He stated the loan would not be affected if it were under condemnation. He said the right of way would not affect materially the property, the way it is planned to be developed. The Planning Director stated the developers of the tract 150' to the north of this proposed development dedicated right of way. The tract across the street was involved in a subdivision and the widening fell within the subdivision policy where the City pays for any amount in excess of 70'. He stated the other policy had been the providing of adequate streets in relation to zoning. The City Attorney suggested condemnation of the property.

The ordinance was read the first time and Councilman Long moved that the ordinance be passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

Mayor Palmer brought up the following zoning applications deferred from last week:

LINDEN JONES, SR.	3107-3117 West Avenue	From "BB" Residence
By Conway Taylor	709-715 West 32nd Street	1st Height & Area
	3106-3116 King Lane	To "B" Residence
		2nd Height & Area
		NOT Recommended by the
		Planning Commission

Councilman LaRue moved that the change to "B" Residence 2nd Height and Area be granted. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer
Noes: Councilman Long

The Mayor announced that the change had been granted to "B" Residence 2nd Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

- - - - -

ANDREW & SYLVION	2101-2107 West 7th Street	From "A" Residence
KIVLIN	613-615 Upson Street	1st Height & Area
	612-614 Atlanta Street	To "B" Residence
		2nd Height & Area
		NOT Recommended by the
		Planning Commission

Councilman White moved that the change to "B" Residence 2nd Height and Area be granted. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer
Noes: Councilman Long

The Mayor announced that the change had been granted to "B" Residence 2nd Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

Councilman Long voting against the motion stating the zoning was not recommended and she thought it would be a spot zone.

- - - - -

Mayor Palmer brought up the following ordinance for its second reading:

AN ORDINANCE AMENDING ORDINANCE NO. 591029-D
PASSED AND APPROVED BY THE CITY COUNCIL OF THE
CITY OF AUSTIN, TEXAS, ON OCTOBER 29, 1959,
PRESCRIBING RATES AND CHARGES FOR LOCAL EXCHANGE
TELEPHONE SERVICE FURNISHED BY SOUTHWESTERN BELL
TELEPHONE COMPANY.

December 8, 1966

The ordinance was read the second time and Councilman LaRue moved that the ordinance be passed to its third reading. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

Councilman Long moved that the Council take the L.C.R.A. contract up next week. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The City Manager submitted the following:

"December 5, 1966

"Mr. W. T. Williams, Jr.
City Manager
Austin, Texas

"Dear Mr. Williams:

"Sealed bids were received until 11:00 A.M., Friday, December 2, 1966, at the Office of the Director of the Water and Sewer Department for the CONSTRUCTION OF approximately 6086 feet of 8-inch CONCRETE SANITARY SEWER MAIN in GREEN VALLEY and LINCOLN GARDENS AREA. This project will provide sanitary sewer service to recorded subdivisions in this area. The bids were publicly opened and read in the Council Chambers in the Municipal Building, Austin, Texas.

"The following is a tabulation of bids received:

<u>FIRM</u>	<u>AMOUNT</u>	<u>WORKING DAYS</u>
Ford-Wehmeyer, Incorporated	\$28,218.50	60
Bland Construction Company	33,539.35	70
J.C. Evans Construction Company	34,922.70	40
Austin Engineering Company	37,809.30	60
Capitol City Utilities	39,674.35	80
A & P Construction Company	41,970.32	60
Walter Schmidt Construction Company	44,280.25	
City of Austin (Estimate)	30,145.95	40

"It is recommended that the contract be awarded to Ford-Wehmeyer, Incorporated on their low bid of \$28,218.50 with 60 working days.

"Yours truly,
s/ Victor R. Schmidt, Jr.
Victor R. Schmidt, Jr.
Director, Water and Sewer Department"

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on December 2, 1966, for the construction of approximately 6086 feet of 8-inch concrete sanitary sewer main in Green Valley and Lincoln Gardens Area; and,

WHEREAS, the bid of Ford-Wehmeyer, Incorporated, in the sum of \$28,218.50, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Water and Sewer Department of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Ford-Wehmeyer, Incorporated, in the sum of \$28,218.50, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with Ford-Wehmeyer, Incorporated.

The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer

Noes: None

The City Manager submitted the following:

"December 5, 1966

"TO: Honorable Mayor and Members of the City Council.

"SUBJECT: Bids for fourteen (14) Traffic Signal Poles with 35 foot mast arms for the Traffic and Transportation Department.

"Sealed bids were opened in the office of the Purchasing Agent at 2:00 P.M. November 22, 1966 for fourteen (14) Traffic Signal Poles with 35 foot mast arms to be used in various locations in the City.

"The bids received are as follows:

<u>Bidder</u>	<u>Net Total</u>
Econolite Corporation	\$ 5,355.00
Graybar Electric Company	5,278.50
Westinghouse Electric Corp.	5,508.00
Præster-Mell Company	5,257.73
Sterett Supply Company	5,636.00
Techline, Incorporated	5,392.00

"This tabulation is submitted with the apparent low bid meeting the City of Austin specifications and conditions underscored."

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on November 22, 1966, for fourteen (14) traffic signal poles with 35 foot mast arms for the Traffic and Transportation Department; and,

WHEREAS, the bid of Priester-Mell Company, in the sum of \$5,257.73, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Purchasing Agent of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Priester-Mell Company, in the sum of \$5,257.73, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with Priester-Mell Company.

The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer

Noes: None

The City Manager submitted the following:

"December 6, 1966

"TO: W. T. Williams, Jr., City Manager SUBJECT: Contract No. 66-C-7
45th Street Underpass Mo-Pac

"Following is a tabulation of bids received at 10:00 A.M., Tuesday, December 6, 1966 for the construction of the 45th Street Underpass and Appurtenances under the Missouri-Pacific main line tracks at West 45th Street known as Contract Number 66-C-7.

Ed H. Page	<u>\$235,319.40</u>
Larson-Pugh Incorporated	
and J. C. Evans Construction Company, Inc.	\$244,477.36
Texas Bridge Company, Inc.	\$295,064.70
City's Estimate	\$244,588.29

"I recommend that Ed H. Page with his low bid of \$235,319.40 be awarded the contract for this project.

"FROM S. Reuben Rountree, Jr.
Director of Public Works
s/ S. Reuben Rountree, Jr."

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on December 6, 1966, for the construction of the 45th Street Underpass and Appurtenances under the Missouri-Pacific main line tracks at West 45th Street, known as Contract Number 66-C-7; and,

WHEREAS, the bid of Ed H. Page, in the sum of \$235,319.40, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Ed H. Page, in the sum of \$235,319.40, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with Ed H. Page.

The motion, seconded by Councilman Long, carried by the following vote:
Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The City Manager submitted the following:

"December 2, 1966

"TO: Honorable Mayor and Members of the City Council.

SUBJECT: Bids on Radio Communication Equipment for Civil Defense and other City Departments.

"Sealed bids were opened in the office of the Purchasing Agent at 2:00 P.M. November 4, 1966 for Radio Communication Equipment. Invitations to bid were advertised in the Austin American Statesman on October 16 and October 30, 1966 and sent to all known prospective bidders.

"The bids received are as follows:

		<u>Radio Corp- oration of America</u>	<u>General Electric Company</u>	<u>Motorola Communication & Electronics, Inc.</u>	<u>Radio Corporation of America (Alternate)</u>
Mobile Radio Transmitter- Receiver	17 Ea.	\$10,202.00	\$10,594.00	\$11,312.00	\$10,450.00
Portable Radios	2 Ea.	\$ 950.00	NO BID	\$ 1,318.00	
Single Unit Nickel Cadmium Battery Charger	8 Ea.	\$ 150.00	NO BID	\$ 296.40	

"The bids submitted by Radio Corporation of America and General Electric Company for the Radio Communications Equipment failed to meet the minimum requirements and conditions of our specifications.

"This tabulation is submitted with the apparent low bid by Motorola Communications and Electronics, Inc. meeting the City of Austin specifications and conditions underscored."

"Due to the complexity of the specifications for radio communications equipment there is no elaboration on the tabulation indicating the areas R.C.A. and General Electric failed to meet our specifications. Mr. C. C. Anderson, Microwave - Relay Engineering for the City of Austin will be present in the Council Meeting to offer any further information desired."

Councilman LaRue asked that the bids be explained. The City Manager stated the only bidder that met the specifications was Motorola. The discrepancies are the differences between the specifications and the proposals of the other bidders. MR. CURTIS ANDERSON, Communications and Microwave Engineer, explained the purpose of the specifications was to furnish the highest quality of equipment, and the statement of purpose was sent to all bidders. He reviewed the technical items. Mr. Anderson described the exceptions R.C.A. took to the specifications, which were acceptable, but they left out certain items, which were very significant in the high band equipment of which eleven units are to be purchased. He listed the major items of the specifications which the other bidders did not meet and which were of great importance. In answer to Councilman Shanks' question, Mr. Anderson stated what was being paid over and above the other bidders was worth the money. In answer to Councilman Long's question, Mr. Anderson stated the four low band units, Item 1 would go to the Sheriff's Department, through the Civil Defense, with 50% participation by the Federal Government. The City Manager stated one department buys radio equipment which does not receive Federal participation. Mr. Anderson stated Item 2, one unit, would be for the Electric Department, and would be purchased with matching funds. The other equipment is for the Building Official, and 10 units would be for the Water and Sewer Department, and these last two purchases do not receive participation. Councilman LaRue stated there were good companies bidding--General Electric and Radio Corporation of America, and he would think under ordinary conditions their standards were as good as Motorola. Mr. Anderson stated they did have good equipment. Motorola was offering some items that were very important. He described the specifications to include the quality which Motorola has. Other companies had not furnished specifications even though they had been asked to do so. He pointed out the difference in Items 2 and 4, \$28.00 a piece was very small for the additional benefits. In summary, it was stated only five out of 17 units including two portables for Civil Defense would receive participation.

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on November 4, 1966, for Radio Communication Equipment; and,

WHEREAS, the bid of Motorola Communication & Electronics, Inc., in the sum of \$12,926.40, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Purchasing Agent of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Motorola Communication & Electronics, Inc., in the sum of \$12,926.40, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with Motorola Communication & Electronics, Inc.

The motion, seconded by Councilman Shanks, carried by the following vote:
Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

Councilman White stated as he voted for the award, that it seemed everytime specifications are put out, about half of them come back not in compliance, and some of them are accepted. He stated it might be just as well to forget about specifications.

The Council had before it the second reading of the following ordinance:

ORDINANCE NO. 661207-A

AN ORDINANCE REPEALING SECTION 21.28, CHAPTER 21 OF THE AUSTIN CITY CODE OF 1954, AS PASSED AND APPROVED BY THE CITY COUNCIL NOVEMBER 22, 1966, AND RECORDED IN ORDINANCE BOOK 66 OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN; AND DECLARING AN EMERGENCY MAKING THE PROVISIONS OF THIS REPEALING ORDINANCE EFFECTIVE FROM DATE OF ITS ADOPTION AND PASSAGE.

MR. MAC ROWELL asked if any of the Council Members had talked to the children of parents who work and work on Sundays, and asked if they did not have a right to a family as much as anyone else. He asked if the Police Department had been contacted about juvenile delinquency in broken or divided homes. He said the seven day trend would increase, and it might be well to keep the school open seven days; and when the parent had a day off, he could take his child out of school perhaps in the middle of the week. Something should be done about the families where both members have to work. Mayor Palmer thanked him for his comments.

The ordinance was read the second time and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer
Noes: Councilman Shanks

Mayor Palmer asked that it be stated in the records that his objections to this had been made definitely clear publicly; but the majority of the Council had spoken, and he saw no need in causing the three members of the Council, the Press and others to come back up for a Special Meeting; and with this statement in the record he would vote "aye" on the second reading.

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, White
Noes: Councilman Shanks and Mayor Palmer

MR. A. F. WHITE inquired about the status of the petition he had filed asking for a traffic count on South 1st and West Mary for traffic control. The Mayor told Mr. White the petition had been referred to the Traffic and Transportation Department for a study, and they will prepare a recommendation. Councilman Long stated South 1st Street carried very fast traffic, and there was a need for stopping traffic on West Mary so that the cross traffic could get across. The Mayor reported that sometime back there were four-way courtesy stops on West Mary and several other locations; and then they had a number of petitions asking for removal of that sign, as so much traffic was going north and south. He said Mr. White's petition now was being studied in the Traffic Department and a report would be received shortly.

The City Manager announced that bids for the sale of property on Flores Street and Interstate 35 had been advertised for December 15th. If the Council had any objections to that date, an addendum could be sent out. The Council informally agreed on December 15th.

The City Manager stated the Planning Director was ready to discuss with the Council the Community Renewal Program in its status, and wanted to know when the Council would like to take this matter up. The Planning Director suggested that the Urban Renewal Board and the Citizens Board be present. Councilman Long moved that the Council hear the Planning Director's report on the Community Renewal Program, December 15, 2:30 P.M. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer
Noes: Councilman White

After brief discussion, Councilman Long moved to renew the grazing lease with Mr. Will Platt, in Hornsby Bend on the Sewage Treatment Facility property, beginning January 1, 1967 for \$300.00 a year. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

Councilman Long reminded the Council of the U.S.O. Coffee, Monday, December 12th, from 10:00 A.M. to 12:00 at the U.S.O. Building, 608 Lavaca.

Mayor Palmer announced the invitation to the Graduating Exercises of the Austin Police Academy, Wednesday, December 14th.

Mayor Palmer read a letter of commendation of the Police Force, from The Contessa, stating Mr. Robert G. Hall had an opportunity to work with Sergeants Beck, Frisinger, and Williams on December 2nd and 3rd and expressing their grateful appreciation for this public service.

The Mayor read another invitation from the U.S.O. extending an invitation to the Council to join the citizens and military of the Austin Community in recognizing the many groups who had made the Austin U.S.O. "A Home Away from Home" for the members of the armed forces. The recognition dinner will be held December 14th, 7:30 P.M., Villa Capri Motor Hotel.

The City Attorney showed on a plat a tract of land adjacent to the railroad track on the east side of West 8th Street stating the owner was very anxious to sell. Councilman Long moved to authorize the City Manager to negotiate for the purchase of this property. (Mo Pac Boulevard - 1905 West 8th Street - Jimmy B. Rogers) The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

Councilman Long asked that the City Manager and City Attorney join the Council in its meeting this afternoon with the Parks and Recreation Board.

There being no further business, Councilman LaRue moved that the Council adjourn. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The Council adjourned at noon subject to the call of the Mayor.

APPROVED

Arthur E. Palmer
Mayor

ATTEST:

City Clerk